

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

App. No. : 10/598,934 Confirmation No. 2278  
Applicant : Seiji Nakahata  
Filed : September 15, 2006  
T.C./A.U. : 2826  
Examiner : Selim U. Ahmed  
Docket No. : 039.0075  
Customer No. : 29453

Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### **REPLY to Requirement for Restriction under 37 C.F.R. § 1.142(a)**

Sir:

In response to the Office action of July 30, 2008, Applicant hereby elects **Group II. Claims 1-10 and 12-21** are believed to encompass the elected subject matter.

This response is without traverse. Meanwhile, it is acknowledged that the present restriction will result in the Office's withdrawing, from the initial examination on the merits of this application, the claims to the non-elected subject matter.

Nevertheless, it is respectfully pointed out that claims 11 and 22-27 are product/device claims that depend from independent claims to the elected subject matter. It is thus believed that should the method claims from which claims 11 and 22-27 depend be held allowable, then the subject matter of claims 11 and 22-27, and hence the claims themselves, should be rejoined and held allowable.

It is also acknowledged that such rejoinder of the withdrawn claims is conditional on their being amended to include any further parent-claim limitations as may have been added in the course of the present prosecution such as to require incorporating those limitations into claims 11 and 22-27 so that they remain proper dependent claims.

Favorable action by the Examiner at an early date is solicited.

Respectfully submitted,

August 26, 2008

/James Judge/

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James W. Judge  
Registration No. 42,701

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